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OFFICE OF PETITIONS

In re Application of :
Waltraud Ankenbauer et al. :
Application No. 09/269,860 :
Filed: March 10, 2000 :
Attorney Docket No. 022101-000700US :

ON PETITION

This is a decision on the Renewed petition under 37 CFR 1.137(b), filed January 9, 2008, to revive the above-identified application.

The petition is **GRANTED**.

The above-identified application became abandoned for failure to submit the issue fee and corrected drawings in a timely manner in reply to the Notice of Allowance and Fee(s) Due and the Notice of Allowability mailed January 9, 2002, which set a statutory period for reply of three (3) months. Accordingly, by operation of law, the above-identified application became abandoned on April 10, 2002.

The petition decision mailed September 18, 2007 dismissed the petition filed November 10, 2006 noting that the requirements of 37 CFR 1.137(b)(1) and (3) were lacking. Specifically item (1) was lacking because the required corrected drawings were not provided and item (3) was lacking due to the fact that the delay in filing the reply that resulted in abandonment and the delay in filing a grantable petition had not been shown to the satisfaction of the Director to be unintentional.

The instant renewed petition includes corrected drawings and an explanation in the delay in filing the reply that resulted in abandonment and the delay in filing a grantable petition.

The petition satisfies the conditions for revival pursuant to the provisions of 37 CFR 1.137(b) in that (1) the reply in the form of payment of the Issue Fee and corrected drawings ; (2) the petition fee of \$1,500; and (3) the required statement of unintentional delay have been received. Accordingly, the Issue Fee payment and corrected drawings are accepted as having been unintentionally delayed.

Telephone inquiries concerning this decision should be directed to Carl Friedman at (571) 272-6842.

The application file is being referred to the Office of Data Management.

A handwritten signature in black ink, appearing to read 'David Bucci', with a large, stylized loop at the end.

David Bucci
Petitions Examiner
Office of Petitions